

**REPORT OF THE LITIGATION SUBCOMMITTEE
OF THE FINANCE COMMITTEE
(EXECUTIVE SESSION)**

April 6, 2010

The Honorable,
The Board of Commissioners of Cook County

Ladies and Gentlemen,

Your Litigation Subcommittee of the Finance Committee of the Board of Commissioners met pursuant to notice on Wednesday, April 6, 2010 at 2:00 p.m., in the County Building, Room 569, Chicago, Illinois.

ATTENDANCE:

Present: Chairman Silvestri, Commissioners Beavers, Gainer, Peraica.
Schneider and Suffredin (6)

Absent: Vice Chairman Collins (1)

Also Present: Patrick Driscoll, Jr. – Deputy State’s Attorney, Chief, Civil Actions Bureau; James Pullos – Supervisor, Torts/Civil Rights Litigation; Sandra J. Weber – Supervisor, Medical Litigation Section; Mary Ann McClellan and Thomas A. Rieck – Assistant State’s Attorneys; Peter M. Kramer, Esq. – General Counsel, Legal and Labor Affairs, Office of the Cook County Sheriff; Andrew N. Levine – Assistant Special Prosecutor, Office of the Special Prosecutor; Myles P. O’Rourke – First Assistant Special Prosecutor, Office of the Special Prosecutor; Daniel F. Gallagher – Attorney at Law, Querrey & Harrow; Terrence F. Gulee – Attorney at Law, Querrey & Harrow; Daniel Holfert – Attorney at Law, Hickey, Melia & Associates; Alastar S. McGrath – Attorney at Law, Kozacky & Weitzel, P.C. Burton S. Odelson, Attorney at Law, Odelson & Sterk, Ltd.; Vincent D. Pinelli – Attorney at Law, Burke Burns & Pinelli, Ltd.; Steven M. Puiszis – Attorney at Law, Hinshaw & Culbertson LLP; Eileen Rosen – Attorney at Law, Rock, Fusco, LLC; Jacob M. Rubinstein – Meckler Bulger Tilson Marick & Pearson LLP; Robert T. Shannon – Attorney at Law, Hinshaw & Culbertson LLP

Commissioner Beavers, seconded by Commissioner Suffredin, moved to receive and file the Case Disposition Summary Report submitted by the State’s Attorney’s Office. The motion carried.

Commissioner Suffredin, seconded by Commissioner Butler, moved to convene Executive Session. The motion carried.

Commissioner Gainer, seconded by Commissioner Suffredin, moved to return to Regular Session. The motion carried.

Commissioner Suffredin, seconded by Commissioner Schneider, moved to Approve Tabs #1 through #34 which are in compliance with the County's Attorney-Fee Guidelines. The motion carried. Commissioner Peraica voted no on Tab 2, *Jeremy Bloom v. Suburban Cook County Regional Office of Education and Charles A. Flowers*, Tab 3, *Enrique Campillo v. Cook County, et al.* and Tab 6, *Fairley, et al. v. Andrews, et al.*

Vince D. Pinelli, Attorney at Law, Burke, Burns & Pinelli, Ltd., agreed to provide to Chairman Silvestri a brief summary of what services he supplied to Cook County, as represented on the bill he submitted for "Grand Jury Subpoenas for J. Fratto, S. Qureshi, K. Crawford and F. Abbasi" (Bills Tab 8).

Steven M. Puiszis, Attorney at Law, in reference to Bills Tab 18, *Santana v. Cook County Board of Review*, agreed to provide Chairman Silvestri with a corrected bill.

Tab 1	Patricia C. Bobb Case No. 04 C 168	<i>Leroy Orange v. Jon Burge, et al.</i>
Tab 2	Jacob M. Rubinstein Case No. 08 CV 857	<i>Jeremy Bloom v. Suburban Cook County Regional Office of Education and Charles A. Flowers</i>
Tab 3	Richard A. Devine Case No. 06 C 5380	<i>Enrique Campillo v. Cook County, et al.</i>
Tab 4	Richard A. Devine Case No. 08 CV 04834	<i>Haynes, et al. v. Sheriff Thomas Dart, et al.</i>
Tab 5	Michael J. Hayes Case No. 30 C 5207	<i>Fairley, et al. v. Andrews, et al.</i>
Tab 6	John R. Ashenden Case No. 03 C 5207	<i>Fairley, et al. v. Andrews, et al.</i>
Tab 7	John R. Ashenden Case No. 03 C 5207	<i>Fairley, et al. v. Andrews, et al.</i>
Tab 8	Vince D. Pinelli	Grand Jury Subpoenas for J. Fratto, S. Qureshi, K. Crawford and F. Abbasi
Tab 9	William R. Quinlan Case No. 09 C 4930	<i>Perkins v. Dorothy Brown</i>
Tab 10	Alastar S. McGrath Case No. 03 C 5207	<i>Fairley, et al. v. Andrews, et al.</i>

Tab 11	Daniel P. Duffy Case No. 03 C 5207	<i>Fairley, et al. v. Andrews, et al.</i>
Tab 12	Daniel P. Duffy Case No. 06 C 00617	<i>Brown v. County of Cook, et al.</i>
Tab 13	Burton S. Odelson Case No. 06 C 00617	<i>Brown v. County of Cook, et al.</i>
Tab 14	John C. Coyne Case No. 06 C 5380	<i>Enrique Campillo v. The County of Cook</i>
Tab 15	James D. Sloan Case No. 06 L 4916	<i>Demarco Robinson v. Ghassan D. Aswad, M.D.</i>
Tab 16	Matthew P. Walsh, II Case No. 03 C 5207	<i>Fairley, et al. v. Andrews, et al.</i>
Tab 17	Steven M. Puiszis Case No. 03 C 1768	<i>Hart/Davis v. MFS, et al.</i>
Tab 18	Steven M. Puiszis Case No. 09 C 5027	<i>Santana v. Cook County Board of Review</i>
Tab 19	Robert T. Shannon Case No. 06 CH 25576	<i>Michael L. Shakman, et al., v. Sheriff of Cook</i>
Tab 20	John J. Rock Case No. 08 C 3613	<i>Lambert v. Jamison, et al.</i>
Tab 21	Richard J. Hickey Case No. 05 L 14312	<i>Ruth Britton v. County of Cook, et al.</i>
Tab 22	Richard J. Hickey Case No. 08 L 10026	<i>Diane Bucki v. County of Cook, et al.</i>
Tab 23	Richard J. Hickey Case No. 08 L 04619	<i>Wendy Cash v. Cook County, et al.</i>
Tab 24	Richard J. Hickey Case No. 06 L 4164	<i>Patricia Colon v. Cook County, et al.</i>
Tab 25	Richard J. Hickey Case No. 04 L 005298	<i>Estate of Sonia Jones v. Cook County, et al.</i>
Tab 26	Richard J. Hickey Case No. 06 L 4916	<i>Demarco Robinson v. County of Cook, et al.</i>

Tab 27	Peter A. Silverman Case No. 09 C 1993	<i>Aguilar v. City of Chicago</i>
Tab 28	Daniel F. Gallagher Case No. 74 C 2949	<i>Duran v. Thomas Dart, et al.</i>
Tab 29	Daniel F. Gallagher Case No. 06 C 4764	<i>Egonmwan v. Cook County Sheriff's Dept., et al.</i>
Tab 30	Daniel F. Gallagher Case No. 07 C 855	<i>Hernandez v. Cook County Sheriff's Dept., et al.</i>
Tab 31	Daniel F. Gallagher Case No. 07 C 6003	<i>Hunt v. Thomas Dart, et al.</i>
Tab 32	Daniel F. Gallagher Case No. 07 C 3889	<i>Phipps v. Sheriff of Cook County, et al.</i>
Tab 33	Daniel F. Gallagher Case No. 08 C 732	<i>Streeter v. Sheriff of Cook County, et al.</i>
Tab 34	Daniel F. Gallagher Case No. 06 C 552	<i>Young v. County of Cook, et al.</i>

Commissioner Peraica, seconded by Commissioner Schneider, moved to concur with the recommendation to try the matter of *Primla Sharma v. Cook County*, Case Number 01 C 432. The motion carried.

Commissioner Suffredin, seconded by Commissioner Gainer, moved to recommend settlement authority in the case of *Derrick Phipps, et al. v. Sheriff of Cook County*, Case Number 07 C 3889 or, in the alternative, authority to try. The motion carried. Commissioners Peraica and Schneider voted no.

Commissioner Suffredin, seconded by Commissioner Gainer, moved that the authority for settlement in the case of *Derrick Phipps, et al. v. Sheriff of Cook County*, Case Number 07 C 3889 be approved. Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

ROLL CALL ON MOTION TO APPROVE

Yeas: Chairman Silvestri, Commissioners Gainer and Suffredin (3)

Nays: Commissioner Peraica and Schneider (2)

Absent: Vice Chairman Beavers and Collins (2)

The motion carried and the settlement authority was APPROVED.

Commissioner Peraica, seconded by Commissioner Suffredin, moved to receive and file the status report in the case of *Marrina Aaron v. County of Cook, et al.* Case No. 07 L 9969. The motion carried.

Commissioner Peraica, seconded by Commissioner Suffredin, moved to receive and file the status report in the case of *Irma Garcia v. County of Cook, d/b/a John H. Stroger, Jr. Hospital*, Case No. 076 L. The motion carried.

Commissioner Peraica, seconded by Commissioner Suffredin, moved to receive and file the status report in the case of *Bullock, et al. v. Thomas Dart, et al.*, Case No. 04 C 1051. The motion carried.

Commissioner Schneider, seconded by Commissioner Suffredin, moved to receive and file the status report in the case of *Jeremy Bloom v. Suburban Cook Count Regional Office of Education and Charles A. Flowers*, Case No. 08 CV 857. The motion carried. Commissioner Peraica called for a Roll Call, the vote of yeas and nays being as follows:

ROLL CALL ON MOTION TO RECEIVE AND FILE

Yeas: Commissioners Gainer Schneider and Suffredin (3)

Nays: Chairman Silvestri, Commissioner Peraica (2)

Absent: Vice Chairman Beavers and Collins (2)

The motion carried and authority to receive and file was approved.

Commissioner Gainer, seconded by Commissioner Peraica, moved to receive and file the status report in the case of *In Re: Appointment of Special Prosecutor*, Case No. 2001 Misc. 4. The motion carried.

Commissioner Gainer, seconded by Commissioner Peraica, moved to convene Executive Session. The motion carried.

Commissioner Gainer, seconded by Commissioner Schneider, moved to return to Regular Session. The motion carried.

Judge Stewart Nudelman, Andrew N. Levine, Assistant Special Prosecutor, Office of the Special Prosecutor and Myles P. O'Rourke, First Assistant Special Prosecutor, Office of the Special Prosecutor, delivered remarks and answered questions with respect to Cases Tab 7, *In Re: Appointment of Special Prosecutor* Case No. 2001 Misc. 4.

Commissioner Suffredin, seconded by Commissioner Schneider, moved to adjourn. The motion carried unanimously and the meeting was adjourned.

**LITIGATION SUBCOMMITTEE OF THE
FINANCE COMMITTEE**

PETER N. SILVESTRI, CHAIRMAN

ATTEST:

MATTHEW B. DeLEON, SECRETARY